

Nov-30-2005 05:29pm From-MORRIS MANNING MARTIN

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F-364

**MORRIS, MANNING & MARTIN, LLP**
ATTORNEYS AT LAW**FACSIMILE
TRANSMISSION
FORM**1600 Atlanta Financial Center
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Atlanta, Georgia 30326**RECEIVED
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Facsimile Number: 404-365-9532

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| | |
|-------------------------|---|
| TO: | United States Patent & Trademark Office |
| DATE & TIME: | November 30, 2005 |
| TOTAL PAGES: | Twelve (12) |
| FAX NUMBER: | 571-273-8300 |

| | |
|--|-------------------------------|
| FROM: Morris, Manning & Martin, LLP | CHARGE TO: 14507-50900 |
| NAME: Tim Tingkang Xia, Esq. | CLIENT/MATTER: |
| PHONE: (404) 233-7000 | CONFIRMATION TIME: |
| | ____ HR ____ MIN ____ SEC |

COMMENTS:

RE: Serial No. 10/542,117
Filing Date: 13 January 2003
Attachments: Transmittal Sheet containing Certificate of Mailing (1 page)
Response to Notice to File Missing Requirements Under 35 U.S.C. 371 (2 pages)
Copy of the Notice to File Missing Requirements Under 35 U.S.C. 371 (2 pages)
Declaration/Power of Attorney (4 pages)
Credit Card Authorization Form-2038 in the Amount of \$65.00 (1 page)
Authorization to charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Authorization to Credit any overpayments

IF YOU HAVE ANY DIFFICULTY WITH THIS TRANSMISSION, PLEASE CALL (404) 233-7000

S/N: 10/542,117

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lily Yang et al. Docket: 14507-50900
 Serial No.: 10/542,117 Confirmation No.: 4006
 Intl. Filing Date: 13 January 2003 Group Art Unit: Unassigned
 Due Date: 18 January 2006 Examiner: Unassigned
 Title: METHODS OF DETECTING GENE EXPRESSION IN NORMAL AND
 CANCEROUS CELLS

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CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited on November 30, 2005 with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Name: Tim Tingkang Xia

TRANSMITTAL

Mail Stop Patent Application
 Commissioner of Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

Customer No. 24728

November 30, 2005

Sir:


We are transmitting herewith the attached:

- ☒ Transmittal Sheet containing Certificate of Mailing (1 page)
- ☒ Response to Notice to File Missing Requirements Under 35 U.S.C. 371 (2 pages)
- ☒ Copy of the Notice to File Missing Requirements Under 35 U.S.C. 371 (2 pages)
- ☒ Declaration/Power of Attorney (4 pages)
- ☒ Credit Card Authorization Form-2038 in the Amount of \$65.00 for surcharge (1 page)
- ☒ Authorization to charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17
- Authorization to Credit any overpayments (1 page)

CLAIMS AS FILED

| Number of Claims Filed | In Excess of: | Number Extra | Rate | Fee |
|---|---------------|--------------|----------|---------|
| Basic Filing Fee | | | | |
| Total Claims | 20 | 40 | x 25.00 | = |
| Independent Claims | 3 | 10 | x 100.00 | = |
| REQUEST FOR PETITION FOR ONE-MONTH EXTENSION OF TIME | | | | |
| SURCHARGE - LATE FILING FEE OF DECLARATION (SMALL ENTITY) | | | | \$65.00 |
| TOTAL FEE ENCLOSED | | | | \$65.00 |

MORRIS, MANNING & MARTIN, LLP
 1600 Atlanta Financial Center
 3343 Peachtree Road NE
 Atlanta, Georgia 30326
 404.495.3678
 Customer No. 24728

By: 
 Name: Tim Tingkang Xia
 Reg. No.: 45,242
 TX

12/05/2005 GFREY1 00000114 10542117

01 FC:2617

65.00 OP

(PTO TRANSMITTAL - GENERAL)

S/N: 10/542,117

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PATENT


NOV 30 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--------------------|--|-------------------|-------------|
| Applicant: | Lily Yang et al. | Docket: | 14507-50900 |
| Serial No.: | 10/542,117 | Confirmation No.: | 4006 |
| Intl. Filing Date: | 13 January 2004 | Group Art Unit: | Unassigned |
| Due Date: | 18 January 2006 | Examiner: | Unassigned |
| Title: | METHODS OF DETECTING GENE EXPRESSION IN NORMAL AND CANCEROUS CELLS | | |

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted by facsimile to number 571-273-8300 addressed to Mail Stop: Missing Parts, Commissioner for Patents, United States Patent and Trademark Office on November 30, 2005.

By: 
Tim Tingkang Xia

RESPONSE TO NOTICE TO FILE MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop Missing Parts
Commissioner of Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Customer No. 24728

November 30, 2005

Sir:

In response to the Notice to File Missing Requirements Under 35 U.S.C. 371 mailed November 18, 2005, Applicant encloses herewith:

1. Response to Notice to File Missing Requirements Under 35 U.S.C. 371;
2. Copy of the Notice to File Missing requirement Under 35 U.S.C. 371;
3. Fully-Executed Declaration and Power of Attorney;
4. Credit Card Authorization Form-2038 in the amount of \$65.00 for surcharge (Small Entity); and
5. Authorization to charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Authorization to Credit any overpayments.

Please send any future correspondence to Mr. Tim Tingkang Xia at the address associated with Customer Number 24728.

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S/N: 10/542,117

PATENT

Applicant believes that the submission of these papers complete the filing of all necessary papers and respectfully requests that the referenced application be passed along for examination.

Respectfully submitted,

MORRIS, MANNING & MARTIN, LLP

November 30, 2005



Tim Tingkang Xia
Reg. No. 45,242

MORRIS, MANNING & MARTIN, L.L.P.
1600 Atlanta Financial Center
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Atlanta, Georgia 30326
404-233-7000 Main
404-495-3678 Direct
Customer No. 24728

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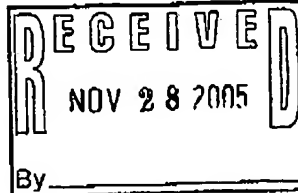


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| | | |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/542,117 | Lily Yang | 14507-50900 |

24728
MORRIS MANNING & MARTIN LLP
1600 ATLANTA FINANCIAL CENTER
3343 PEACHTREE ROAD, NE
ATLANTA, GA 30326-1044



| | |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/US04/0075 | |
| I.A. FILING DATE | PRIORITY DATE |
| 01/13/2004 | 01/13/2003 |

CONFIRMATION NO. 4006
371 FORMALITIES LETTER

OC00000001Z469824

Date Mailed: 11/18/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/12/2005
- Copy of the International Search Report filed on 07/12/2005
- Biochemical Sequence Diskette filed on 07/12/2005
- Biochemical Sequence Listing filed on 07/12/2005
- Small Entity Statement filed on 07/12/2005
- Copy of references cited in ISR filed on 07/12/2005
- U.S. Basic National Fees filed on 07/12/2005
- Priority Documents filed on 07/12/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

DOCKETED
1/28/05
- RDM

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- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DEBORAH D WILLIAMS

Telephone: (703) 308-9140 EXT.205

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/542,117 | PCT/US04/00755 | 14507-59900 |

FORM PCT/DO/EO/905 (371 Formalities Notice)

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S/N: 10/542,117

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|--------------------|--|-------------------|-------------|
| Applicant: | Lily Yang et al. | Docket: | 14507-50900 |
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| Intl. Filing Date: | 13 January 2004 | Group Art Unit: | Unassigned |
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By: 

Tim Tingkang Xia

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 30, 2005

CUSTOMER NO. 24728

Dear Sir:


Please charge any additional fees or credit overpayments to **Deposit Account**

No. 50-3537.

Respectfully submitted,

MORRIS, MANNING & MARTIN, LLP

November 30, 2005


Tim Tingkang Xia, Esq.

Reg. No. 45,242

Attorney for Applicant on the Record

TTX

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